

Joint State/EPA Region 5 CWA Enforcement & Permitting Work Plan, FFY 2013						
State: Indiana			Date/Version: September 12, 2012 (Draft)			
Approach				Roles & Responsibilities		
Selected Priorities	Desired Outcome	Targeting Used	Action	Lead	Assisting	Workshare
Topic	What you want to achieve	List any tools used, if applicable	List the one or more actions to be taken to help accomplish the outcome(s).	For each action, identify the responsible party(s), and whether or not workshare is proposed.		
1) Surface Mining (See Comment)	Ensure compliance with the CWA at surface mines of concern	Ambient Water Quality Data, Environmental Justice communities (if applicable)	Inspections of surface mines (EPA will notify IDNR prior to inspections)	Federal	N/A	No
		Water Quality Impairments via 303(d), 305(b) reports				
2) Address Significant Noncompliance (SNC) by facilities	Facilities with the worst compliance records are identified, and compliance and enforcement tools are employed to address them	ICIS NPDES Compliance data	Resolve issues with SIC codes in ICIS, prior to the start of the next SRF review	Federal (including Headquarters)	State	Yes
			Continue bimonthly IDEM/EPA SNC conference calls on major facilities	State	Federal	No
			Follow up on non-compliance by minor municipalities, industries, pretreatment permits (minors) and general permits (Majors) on bimonthly SNC conference call	State	Federal	No
3) Focus on Mixed Ownership (Semi-Publics) and State-Owned facilities.	Identify and address minor facilities with the worst compliance records	Compliance data, inspections, operator assistance, and formal and informal enforcement actions	Continue to identify chronic violators through inspections and application of SNC criteria to reported violations. Provide operator assistance, informal and formal enforcement as necessary. Conduct QA/QC of reported effluent data.	State	Not Applicable	No
			Continue to monitor and respond to seasonal facilities using standard review criteria.	State	Not Applicable	No
4) Focus on Collection of Late or Missing DMRs.	Eliminate SNC Violations for Missing Reports.	Formal and informal enforcement actions	Staff will continue to determine compliance through review of ICIS reports	State	Not Applicable	No
5) Track and Manage Non-SNC Violations and AO Compliance Schedules	To achieve a high rate of compliance with agreed compliance schedules, with operation and maintenance requirements and non-SNC effluent limits (pH, DO, <i>E. coli</i>).	Facilities under Agreed Orders, Facilities with non-SNC violations	Provide state guidance to inspectors for selecting FFY '13 inspection commitments	State	Not Applicable	Yes
			Appropriate enforcement response is taken, including assessment of stipulated penalties for communities under Agreed Orders.	State	Not Applicable	Yes
			EPA to assist in inspection of Majors and Industrial Pretreatment facilities as requested	Federal	State	Yes
			State monitors LTCP compliance implementation by state-lead CSO communities	State	Federal	No
6) SSO Elimination	Identify and address facilities with the worst compliance records	Medium-sized inventory (10-100 mgd) per EPA's national SSO initiative.	Formal and informal enforcement actions initiated, following criteria from ERP.	State	Federal	Yes
		Required Overflow/bypass reporting to State	Conduct routine follow-up on reported bypasses and overflows. Initiate informal and formal enforcement, per ERP.			

		reporting to State	Conduct annual evaluations of communities not reporting SSOs and collection-only systems			
7) Update Permit Templates	Clarify permit requirements for State operational permits	Not applicable	Review and modify existing permits as warranted	State	Federal	No
			Utilize input from inspections conducted	State	Federal	No

8) Review Major Energy Permits	Thermal permits that are fully protective of aquatic life in receiving waterbodies	To be identified by IDEM	EPA will provide technical assistance on select 316 (a) and 316 (b) permits Review permits on major energy industries as requested by IDEM	Federal	State	Yes
9) CAFOs	State rules and technical standards are updated to maintain consistency with EPA CAFO rule under the CWA	N/A	Submit proposed rule changes for EPA review by November 2011	IDEM-OLG	Federal	Yes
	Compliance by CAFOs with permit requirements is regularly assessed	ICIS NPDES Compliance data	Permit all CAFO operations seeking permit coverage under the revised rules and regulations	State (IDEM OLQ)	Federal	No
			Review ICIS database and inspect 20% of the CAFOs annually	State (IDEM OLQ)	Federal	No
10) Industrial Pretreatment	Publicly Owned Treatment Works (POTWs) are protected from industrial non-compatible pollutants causing interference and/or pass-through problems	Industrial pretreatment program universe (47 delegated POTWs, plus approximately 175 IDEM-issued IWP permits to SIUs in non-delegated communities)	Continued coordinated effort of issuance of permits to delegated communities with industrial pretreatment program requirements.	State	Federal	Yes
			Monitoring of POTW industrial pretreatment programs as approved, including monitoring of POTW DMRs.	State	Federal	Yes
			IDEM to instruct permittees (both delegated and non-delegated POTWs) to use EPA's model sewer use ordinance and local limit spreadsheet, as permits are issued/reissued.	State	Federal	Yes
			EPA to assist in inspection of Majors and industrial pretreatment facilities as requested, and pursue enforcement if appropriate.	Federal	State	Yes